



***Town of Tyngsborough  
Conservation Commission***

25 Bryants Lane  
Tyngsborough, Massachusetts 01879-1003  
Office: (978) 649-2300 ext. 116  
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Minutes  
February 11, 2014  
**APPROVED**

**Present:**

**BM:** Brian Martin      **PM:** Pat Mical      **ES:** Ed Smith      **LG:** Lucy Gertz      **JK:** Jeff Kablik  
**JE:** Jerry Earl      **MM:** Matt Marro

**Absent:**

**LB:** Linda Bown

**Attachments:**

1. Agenda
2. Landtech Revised Notice of Intent Plans for 186 Frost Rd. – 2/7/14

**7:00pm**      BM opened meeting

**7:02pm**      **186 Frost Rd. (aka, Red Pine Terrace)(M18, P46, L0) – Notice of Intent** for the proposed construction of two duplex housing units, paved driveways and associated utilities within the 200 & 100 riparian zones. Continued from January 28, 2014

Landtech engineer Matthew Waterman appeared before the Commission for the Tyngsborough Housing Authority. Mr. Waterman submitted revised plans based on comments rendered at the January 28, 2014 meeting which included the following: Corrected the floodplain elevation (typographical error); separated the grading and utilities into two sheets to make the plans more readable; added a small trench drain at the end of the driveway for Unit 18 to capture more runoff; revised the configuration of the infiltration forebay to capture more runoff; added a grass swale behind Units 15 and 16 to help divert runoff to the infiltration basin; provided additional paving and grading detail to help clarify the scope of the project.

The Commission was pleased with the revisions as they addressed all of their questions and concerns. MM added that he was satisfied with the details of the plans and recommended a Standard Order of Conditions. There were no abutters present to speak for or against this project.

**ES:** Motion to close the public portion of the hearing

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

**ES:** Motion to issue a Standard Order of Conditions for 186 Frost Rd. for the plans dated 2/12/2014.

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

### **Director's Reports**

1. **Stormwater Fees Revision** – MM noted that a more definitive fee structure should be adopted in Section 6 of the Stormwater Management By-Law Regulations, and suggested the following language: “a non-refundable fee of \$0.0030 per square foot of the parcel” be added.

**ES:** Motion to revise Paragraph C, Item 1 (Application Fees) of Section 6.0 (Permit Procedures and Requirements) to read, “A non-refundable application fee of \$0.0030 per square foot of the parcel, which shall be payable to the Town of Tyngsborough.”

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

2. **8 Acre Open Space Parcel on Bowers Ave.** – Chairman BM recused himself from this discussion due to a possible conflict. MM explained to the Commission that the owner of an 8.6 acre parcel at the end of Bowers Ave. approached the CPC with an opportunity to purchase this parcel. It's a large wooded parcel that connects to another Town owned parcel on Sequoia Dr. along the existing marshlands of Lake Mascuppic. MM has arranged for an appraisal to be done on the parcel and would recommend supporting the CPC as the parcel fits well into the bio-diversity of the area. He went on to say that the Commission would be able to put restrictions on it that would protect the eco-system.

**JE:** Motion to support the CPC purchase of 8.6 acres of open space known as 68 Bowers Ave.

**ES:** 2<sup>nd</sup> the motion

**In Favor: 5 Opposed: 0 Abstain: 1 Absent: 1**

**Passes: 5-0-1-1**

**Reports/Discussion:**

- **Sherburne Nature Center/Trails Committee Update** – Earth Day celebration is in the planning stages now.

**Administrative:**

**1. Minutes:**

**ES:** Motion to approve the minutes for January 28, 2014 as written.

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

**8:40pm**

**ES:** Motion to adjourn

**JE:** 2<sup>nd</sup> the motion

**In Favor: 6 Opposed: 0 Absent: 1**

**Passes: 6-0-1**

Respectfully for the Conservation Commission,

Pamela Berman  
Administrative Assistant